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9
10 Attorneys for Plaintiff
11 United States of America

12
13 IN THE UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,
16 Plaintiff,
17 v.
18 MICHAEL KEITH RUBINO,
19 Defendant.

20 CASE NO. 2:25-CR-00124-TLN
21 STIPULATION REGARDING EXCLUDABLE
22 TIME PERIODS UNDER SPEEDY TRIAL ACT;
23 FINDINGS AND ORDER
24 DATE: July 31, 2025
25 TIME: 9:30 a.m.
26 COURT: Hon. Troy L. Nunley

27
28 **STIPULATION**

29 Plaintiff United States of America (the “government”), by and through its counsel of record, and
30 defendant Michael Keith Rubino, by and through his counsel of record, hereby stipulate as follows:

31 1. By previous order, this matter was set for status on July 31, 2025.
32 2. By this stipulation, the defendant now moves to continue the status conference until
33 August 21, 2025, at 9:30 a.m., and to exclude time between July 31, 2025, and August 21, 2025, under
34 Local Code T4.

35 3. The parties agree and stipulate, and request that the Court find the following:
36 a) The government has represented that the discovery associated with this case
37 consists of over 300 pages of documents and records, including multiple hours of video and
38 audio recordings as well as forensic extractions of various cellular devices. All of this discovery
39 has been either produced directly to counsel and/or made available for inspection and copying.

1 b) Counsel for the defendant desires additional time to review the current charges,
2 conduct investigation and research related to the charges, review and copy produced discovery,
3 discuss potential resolutions with his client, and otherwise prepare for trial.

4 c) Counsel for the defendant believes that failure to grant the above-requested
5 continuance would deny him the reasonable time necessary for effective preparation, taking into
6 account the exercise of due diligence.

7 d) The government does not object to the continuance.

8 e) Based on the above-stated findings, the ends of justice served by continuing the
9 case as requested outweigh the interest of the public and the defendant in a trial within the
10 original date prescribed by the Speedy Trial Act.

11 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
12 et seq., within which trial must commence, the time period of July 31, 2025, to August 21, 2025,
13 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
14 because it results from a continuance granted by the Court at the defendant's request on the basis
15 of the Court's finding that the ends of justice served by taking such action outweigh the best
16 interest of the public and the defendant in a speedy trial.

17 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
18 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
19 must commence.

20 IT IS SO STIPULATED.

21 Dated: July 24, 2025

KIMBERLY A. SANCHEZ
Acting United States Attorney

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ORDER

IT IS SO FOUND AND ORDERED this 25th day of July, 2025.

Troy L. Nunley